IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

TUESDAY, THE 16TH JANUARY 2007 / 26TH PAUSHA 1928

WP(C).No. 31089 of 2004(A)

PETITIONER:

DR.SASI ELOOR, S/O. E.M.VARKEY,
AGED 54, CONTRACTOR, ELOOR HOUSE, KOLENCHERY,
ERNAKULAM DISTRICT.

BY ADV. SRI.M.P.ABRAHAM
SRI.ABEESH JOSE

RESPONDENTS:
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1. **THE VICE CHANCELLOR,**
KERALA AGRICULTURAL UNIVERSITY, VELLANIKKARA,
REPRESENTED BY THE DIRECTOR OF PHYSICAL PLANT,
KERALA AGRICULTURAL UNIVERSITY, VELLANIKKARA,
THRISSUR-680 654.

2. **THE DIRECTOR OF PHYSICAL PLANT,**
KERALA AGRICULTURAL UNIVERSITY, VELLANIKKARA,
THRISSUR-680 654.

BY ADV. SRI.N.D.PREMACHANDRAN, SC, AGRL.UNTY.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 16/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.BALAKRISHNAN NAIR, J.

W.P.(C) NO. 31089 OF 2004-A

JUDGMENT

The petitioner was awarded four civil contract works by the Kerala Agricultural University. He submits, when the work was going on, the University decided not to proceed with the work any further. The petitioner filed Exts.P1 to P5 and P7 to P9 representations before the University, highlighting his grievances arising out of the stopping of the work and also praying to settle his claim for payment of the amounts due under those contracts. Thereafter, this writ petition was filed, seeking appropriate reliefs.

2. The respondents have filed a counter affidavit, in which it is submitted that the petitioner has got only a further claim for the retention amount, amounting to Rs.1,27,900/- and also an amount of Rs.50,000/- towards the market rate of cement and conveyance. It is also stated that since the objection regarding the claim is already cleared, the amount will be released to him, after complying with the usual formalities.

3. If the above said admitted amounts have not been released to the petitioner so far, the same shall be released to him within one month from

the date of production of a copy of this judgment. The various other claims made by the petitioner may be considered by the competent authority of the University, after affording him an opportunity of being heard, within two months from the date of production of this judgment. While producing a copy of this judgment, the petitioner may file a representation also, pointing out other claims, if any, to be settled by the University.

The Writ Petition is disposed of as above.

16th January, 2007. K.BALAKRISHNAN NAIR, JUDGE.

Nm/